

9220.0240 PERMIT BY RULE.

Subpart 1. **Facilities eligible.** The owners and operators of the following waste tire facilities are considered to have obtained a waste tire facility permit without submitting the application described in part 9220.0270 if the commissioner has received the notification described in subpart 3:

A. a waste tire facility used for the storage of no more than 500 waste tires at any one time if the owner or operator, at least once a year, removes all the waste tires, and the facility is in compliance with the location requirements of part 9220.0450, subpart 2; and

B. a waste tire facility used for processing not more than 500 waste tires during any 30 days if the facility is in compliance with the location requirements of part 9220.0450, subpart 2.

Subp. 2. **Eligibility for owners and operators of mobile equipment.** The owners or operators of mobile shredding or baling equipment are considered to have obtained a waste tire facility permit if they submit the notice required under subpart 3 and if they comply with the following conditions:

A. the shredding or baling equipment is located at the tire dump or waste tire facility for less than 90 days; and

B. all bales or tire shreds and residuals are removed from the site 30 days after the completion of the shredding or baling operation.

Subp. 3. **Written notification.** To obtain permit by rule status, the owners and operators of a qualifying waste tire facility or mobile shredding or baling equipment shall submit the following information to the commissioner. For an existing facility, the notification must be submitted within 90 days of May 23, 1988. For a new facility and for each new shredding or baling site, the notification must be submitted 15 days before the operation begins. The notification must contain:

A. the name, address, and telephone number of the owner and operator of the facility or equipment, and the name, address, and telephone number of the facility;

B. a description of the general operation of the facility or equipment, including quantities of waste tires accumulated or processed per month;

C. a description of arrangements made to acquire fire protection services for the facility;

D. the township, range, and section numbers of the facility; and

E. a description of how the waste tires, tire-derived products, and residuals from processing will be disposed.

Subp. 4. **Termination of eligibility for permit by rule.** The agency shall terminate the eligibility of owners and operators of a facility for permit by rule status after notice and opportunity for a contested case hearing if the agency finds that the facility does not qualify for permit by rule status or that the facility should be permitted to protect human health or the environment. When eligibility to be permitted under this part has been terminated, the owner and operator of the facility must apply within 60 days for a waste tire facility permit or close the facility in compliance with part 9220.0490 and the applicable requirements of part 9220.0500.

Statutory Authority: *MS s 115A.914*

History: *12 SR 2513; L 1999 c 73 s 5*

Published Electronically: *October 2, 2007*